IN THE HIGH COURT OF HIMACHAL PRADESH AT SHIMLA

CWP No. 933 of 2004

Date of Decision:24th April, 2007

Sh. Kishori Lal	Petitioner
Versus	
Satluj Jal Vidyut Nigam & others	Respondents.

Coram

The Hon'ble Mr. Justice Sanjay Karol,J.

Whether approved for reporting[1]?

For the petitioner: Mr.Vinay Kuthiala, Advocate.

For the respondent: Ms. Devyani Sharma, Advocate, vice counsel for respondents No.1 and 2.

For respondent No.3: Mr.C.B.Singh, Dy. Advocate General.

Sanjay Karol, J.(Oral)

Heard.

By means of the present writ petition, petitioner is seeking allotment of land in terms of Re-habilitation and Re-settlement Scheme formulated by the respondents. Perusal of Annexure PE (page 16), which is consolidated list of additional landless families of NT Khata holder as per L.A.O. NJPC, would show that petitioner herein had been identified as a person entitled to benefits under the Scheme.

Whether the reporters of Local Papers are allowed to see the Judgment?

Mr.Kuthiala has brought to my notice order dated 7th January, 2004 passed by this Court in cWP No. 178 of 1999, titled as Tara Chand vs. M/s Satluj Jal Vidyut Nigam Ltd. Learned counsel for the parties agree that similar order be passed in the present writ petition as the issue is also similar.

The definition of the "family" as appearing in the original scheme formulated by respondent No.1 has come to be amended on 7.12.1999.

In view of the amended definition of the "family", it is directed that the case of the petitioner will be reconsidered by respondent No.3 and in case it is found that he has become landless within the meaning of the amended definition, the requisite certificate shall be issued in his favour by respondent No.3 within two months from today and on such certificate being granted, respondent No.1 will process and decide the case of the petitioner for the grant of relief(s), if any, available to him under the scheme within three months from the date of submission of requisite application supported by certificate of the petitioner.

The writ petition stands disposed of in the above said terms. No order as to costs.

Dasti copy on usual terms.

24th April, 2007 (Sanjay Karol), J.
(C)